

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:23-cv-00174-MR

RUSTY RYAN ANDERSON,)
Plaintiff,)
vs.) **ORDER**
FNU BOWMAN,)
Defendant.)

)

THIS MATTER is before the Court on review of the docket in this matter.

Pro se Plaintiff Rusty Ryan Anderson (“Plaintiff”) filed this action on July 10, 2023, pursuant to 42 U.S.C. § 1983 against Defendant FNU Bowman. [Doc. 1]. The Court conducted initial review of Plaintiff’s Complaint pursuant to 28 U.S.C. § 1915(e)(2). [Doc. 8]. The Court found that Plaintiff failed to state a claim upon which relief can be granted and allowed Plaintiff thirty (30) days from August 15, 2023, to amend his Complaint in accordance with the terms of the Court’s Order. [Id. at 5-6]. The Court advised Plaintiff that if he failed to timely file an amended Complaint, this action would be dismissed without prejudice and without further notice to Plaintiff. [Id. at 6].

More than 30 days have passed, and Plaintiff has not filed an amended Complaint. The Court will, therefore, dismiss this action without prejudice.

ORDER

IT IS, THEREFORE, ORDERED that this action is dismissed without prejudice.

The Clerk is instructed to terminate this action.

IT IS SO ORDERED.

Signed: September 29, 2023



Martin Reidinger
Chief United States District Judge

